▲ AO 440 (Rev. 03/08) Civil Summons

UNITED STATES	DISTRICT CO	JRT
	or the	nd
Northern District	t of California	119
ROBERT LEVIN and KARL KYZER		
Plaintiff	jev us	2487 Wh
v. See Attachment A) Civil Action No.	W W Y >
Defendant)	Whi
Summons in	a Civil Action	
To: See Attachment B		
(Defendant's name)		
A lawsuit has been filed against you.		
Within 20 days after service of this summons on on the plaintiff an answer to the attached complaint or a mot answer or motion must be served on the plaintiff's attorney	ion under Rule 12 of the F	ederal Rules of Civil Procedure. The
If you fail to do so, judgment by default will be entered aga must file your answer or motion with the court.	ainst you for the relief den	nanded in the complaint. You also
		Richard W. Wieking
MAY 1 5 2008	1	Name of clerk of court
Date:		S_K
		Deputy clerk's signature
		ANN BUCKLEY
	•	

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

Attachment A for Summons

Defendants:

- 1. The Charles Schwab Corporation
- 2. Charles Schwab & Co. Inc.
- 3. Charles Schwab Investment Management, Inc.
- 4. Charles R. Schwab
- 5. Evelyn Dilsaver
- 6. Randall W. Merk
- 7. Mariann Byerwalter
- 8. Donald F. Dorward
- 9. William A. Hasler
- 10. Robert G. Holmes
- 11. Gerald B. Smith
- 12. Donald R. Stephens
- 13. Michael W. Wilsey

Attachment B for Summons

Defendants:

- 1. The Charles Schwab Corporation c/o CT Corporation System 18 West Seventh Street Los Angeles, CA 90017
- 2. Charles Schwab & Co. Inc. c/o CT Corporation System 18 West Seventh Street Los Angeles, CA 90017
- 3. Charles Schwab Investment Management, Inc. c/o CT Corporation System 18 West Seventh Street Los Angeles, CA 90017
- 4. Charles R. Schwab To be determined
- Evelyn Dilsaver 5. To be determined
- 6. Randall W. Merk To be determined
- 7. Mariann Byerwalter To be determined
- Donald F. Dorward 8. To be determined
- 9. William A. Hasler To be determined
- 10. Robert G. Holmes To be determined
- 11. Gerald B. Smith To be determined
- 12. Donald R. Stephens To be determined
- 13. Michael W. Wilsey To be determined

I. The Charles Schwab Corporation

Clear Form

, acknowledge receipt of your request

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEFENDANT NAME)	
that I waive service of summons in the action of _	Levin, et al. v. The Charles Schwab Corporation, et al. (CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
for the Northern District of California.	
I have also received a copy of the complaint is means by which I can return the signed waiver to	in the action, two copies of this instrument, and a you without cost to me.
=	ons and an additional copy of the complaint in this nose behalf I am acting) be served with judicial process
	will retain all defenses or objections to the lawsuit or objections based on a defect in the summons or in the
I understand that a judgment may be entered if an	against me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upo	on you within 60 days June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date if the request was	
6/16/08	
(BAIE)	(SIGNATURE)
Printed/Typed N	ame: on behalf of The Charles Schwab Corporation
As A# 0	rney of Defendant
	(CORPORATE DEFENDANT)
Duty to Avoid Unnecessar	ry Costs of Service of Summons

way to involve on necessary costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

I. Charles Schwab & Co., Inc.

Clear Form

, acknowledge receipt of your request

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEFENDANT NAME)	•
that I waive service of summons in the action of	Levin, et al. v. The Charles Schwab Corporation, et al. (CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
(DOCKET NU	UMBER)
for the Northern District of California.	
I have also received a copy of the complain means by which I can return the signed waiver t	at in the action, two copies of this instrument, and a to you without cost to me.
	mons and an additional copy of the complaint in this whose behalf I am acting) be served with judicial process
	(s) will retain all defenses or objections to the lawsuit or for objections based on a defect in the summons or in the
I understand that a judgment may be entered if an	ed against me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served up after	pon you within 60 days June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date if the request w	,
6/16/08	1141
(DA [®] TE)	(SIGNATURE)
Printed/Typed	Name: on behalf of Charles Schwab & Co., Inc.
As	Horney of Defendant
Dudu da Amaid Warran	Cary Costs of Sarvice of Summons
HUIV IO A VOID I N N P C P C C	CHEV LANGE OF SETVICE OF SHIMMONG

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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WAIVER OF SERVICE OF SUMMONS

Clear Form

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Charles Schwab Investment Management, Inc.	, acknowledge receipt of your request
(DEFENDANT NAME)	
Levin, et a that I waive service of summons in the action of	1. v. The Charles Schwab Corporation, et al.
	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA (DOCKET NUMBER)	in the United States District Court
for the Northern District of California.	
I have also received a copy of the complaint in the act means by which I can return the signed waiver to you with	
I agree to save the cost of service of a summons and a lawsuit by not requiring that I (or the entity on whose behain the manner provided by Rule 4.	1.0
I (or the entity on whose behalf I am acting) will retain to the jurisdiction or venue of the court except for objection service of the summons.	
I understand that a judgment may be entered against n if an	ne (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon you wi	thin 60 days
after	June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent out	side the United States.
1	
6/16/08	
(DATE)	(SIGNATURE)
Printed/Typed Name: On	behalf of Charles Schwab Investment Mgmt. Inc.
Arthuria a.	De Court -
As THOTHE	of DETCHARING
(ТІТЦЕ)	(CORPORATE DEFENDANT)
Duty to Avoid Unwaggery Costs a	f Causian of Cummon a

Duty to Avoid Unnecessary Costs of Service of Summons

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It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

Charles R. Schwab

Clear Form

, acknowledge receipt of your request

WAIVER OF SERVICE OF SUMMONS

(DEFENDANT NAME)

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

Levin hat I waive service of summons in the action of	, et al. v. The Charles Schwab Corporation, et al.
that I waive service of summons in the action of	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
(DOCKET NUMBER)	in the officer states bishiet com-
for the Northern District of California.	
I have also received a copy of the complaint in the means by which I can return the signed waiver to you	•
I agree to save the cost of service of a summons a awsuit by not requiring that I (or the entity on whose in the manner provided by Rule 4.	
I (or the entity on whose behalf I am acting) will not the jurisdiction or venue of the court except for objective of the summons.	
I understand that a judgment may be entered against an	nst me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon yo	at within 60 days
after	June 13, 2008
*****	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sen	t outside the United States.
6/16/08	9/1
(D) TE)	(SIGNATURE)
(52.15)	
Printed/Typed Name:	on behalf of Charles R. Schwab
Attorn	eu NeGendaut
As	of UTMANA
(111	(CORPORATE DEFENDANT)
Duty to Avoid Unnecessary Co	osts of Service of Summons
Duty to involu Chiecessary Co	, oco or oce inde of building

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

T Evelyn Dilsaver

Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Evelyn Dilsaver	acknowledge receipt of your request
(DEFENDANT NAME)	
that I waive service of summons in the action of	Levin, et al. v. The Charles Schwab Corporation, et al.
	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
for the Northern District of California.	
I have also received a copy of the complaint is means by which I can return the signed waiver to	n the action, two copies of this instrument, and a you without cost to me.
<u> </u>	ons and an additional copy of the complaint in this cose behalf I am acting) be served with judicial process
	will retain all defenses or objections to the lawsuit or objections based on a defect in the summons or in the
I understand that a judgment may be entered a if an	against me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upo after	n you within 60 days June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date if the request was	sent outside the United States.
6/16/08	1/2
(date)	(SIGNATURE)
Printed/Typed N	ame: on behalf of Evelyn Dilsaver
As	rney of Detendant
	(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

, acknowledge receipt of your request

%AO 399 (Rev. 10/95)

Randall W. Merk

Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEI	FENDANT NAME)		
hat I waive service of summons	in the action of		es Schwab Corporation, et al.
which is case number 08-cv-024			the United States District Court
	(DOCKET NUMBER)	
for the Northern District of Cali	forma.		
I have also received a copy means by which I can return the	~	-	
I agree to save the cost of so awsuit by not requiring that I (on the manner provided by Rule	or the entity on whose		opy of the complaint in this) be served with judicial process
			or objections to the lawsuit or defect in the summons or in the
I understand that a judgment f an	nt may be entered aga	inst me (or the party	y on whose behalf I am acting)
answer or motion under Rule 12 after	is not served upon y	ou within 60 days	June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date	if the request was se	nt outside the Unite	d States.
6/14/08			
(DATE)	(2	(SIGNATUI	RE)
	Printed/Typed Nam	e: on behalf of Randa	all W. Merk
	As Attori	NEU of	Defendant
	(T	ITLE)	(CORPORATE DEFENDANT)
Duty to	Avoid Unnecessary (Costs of Service of Su	ımmons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Mariann Byerwalter	■ , acknowledge receipt of your request
(DEFENDANT NAME)	
that I waive service of summons in the action of	Levin, et al. v. The Charles Schwab Corporation, et al.
-	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
(DOCKET NUM	MBER)
for the Northern District of California.	
I have also received a copy of the complaint means by which I can return the signed waiver to	in the action, two copies of this instrument, and a you without cost to me.
I agree to save the cost of service of a summer lawsuit by not requiring that I (or the entity on which in the manner provided by Rule 4.	ons and an additional copy of the complaint in this hose behalf I am acting) be served with judicial process
	will retain all defenses or objections to the lawsuit or r objections based on a defect in the summons or in the
I understand that a judgment may be entered if an	against me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upo	on you within 60 days
after	June 13, 2008
	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was	s sent outside the United States.
6/16/08	
(DATE)	(SIGNATURE)
Printed/Typed N	Name: on behalf of Mariann Byerwalter
As Att	orney of Defendant
	(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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I. Donald F. Dorward

, acknowledge receipt of your request

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Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEFENDANT NAME)	
that I waive service of summons in the action of	Levin, et al. v. The Charles Schwab Corporation, et al. (CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
(DOCKET NU	(MBER)
for the Northern District of California.	
I have also received a copy of the complaint means by which I can return the signed waiver to	t in the action, two copies of this instrument, and a o you without cost to me.
	nons and an additional copy of the complaint in this whose behalf I am acting) be served with judicial process
) will retain all defenses or objections to the lawsuit or or objections based on a defect in the summons or in the
I understand that a judgment may be entered if an	d against me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served up after	June 13, 2008
or within 90 days after that date if the request wa	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request wa	as sent outside the Officed States.
6/14/08	AAAAA
(DATE)	(SIGNATURE)
Printed/Typed	Name: on behalf of Donald F. Dorward
As	Horney of Defendant
	(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, William A. Hasler	, acknowledge receipt of your request
(DEFENDANT NAME)	
Levin, e hat I waive service of summons in the action of	et al. v. The Charles Schwab Corporation, et al.
mat I waive service of summons in the action of	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Cour
(DOCKET NUMBER)	
for the Northern District of California.	
I have also received a copy of the complaint in the a means by which I can return the signed waiver to you wi	
I agree to save the cost of service of a summons and awsuit by not requiring that I (or the entity on whose be in the manner provided by Rule 4.	**
I (or the entity on whose behalf I am acting) will ret to the jurisdiction or venue of the court except for object service of the summons.	
I understand that a judgment may be entered against f an	me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon you after	within 60 days June 13, 2008
	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent of	utside the United States.
6/16/08	
(DATE)	(SIGNATURE)
Printed/Typed Name:	on behalf of William A. Hasler
Lil. re	ne See day t
As	y of Determine
(TITLE	(CORPORATE DEFENDANT)
Duty to Avoid Unnecessary Cost:	s of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and

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Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Robert G. Holmes	. acknowledge receipt of your request
(DEFENDANT NAME)	= = = = = = = = = = = = = = = = = = =
Levin hat I waive service of summons in the action of	n, et al. v. The Charles Schwab Corporation, et al.
	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
for the Northern District of California.	
I have also received a copy of the complaint in the means by which I can return the signed waiver to you	
I agree to save the cost of service of a summons a awsuit by not requiring that I (or the entity on whose in the manner provided by Rule 4.	
I (or the entity on whose behalf I am acting) will not the jurisdiction or venue of the court except for objective of the summons.	
I understand that a judgment may be entered against an	nst me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon yo	ou within 60 days
after	June 13, 2008
	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sen	it outside the United States.
6/16/08	
(DATE)	(SIGNATURE)
	on behalf of Robert G. Holmes
Printed/Typed Name	: on ochair or Robert G. Holmes
As Attory	ncy of Detendant
(III)	TLE) (CORPORATE DEFENDANT)
Dutu to Avaid Vivia coccour C	

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Gerald B. Smith	. acknowledge receipt of your request
(DEFENDANT NAME)	
that I waive service of summons in the action of Levin, e	et al. v. The Charles Schwab Corporation, et al.
	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
(DOCKET NUMBER)	
for the Northern District of California.	
I have also received a copy of the complaint in the means by which I can return the signed waiver to you w	· · · · · · · · · · · · · · · · · · ·
I agree to save the cost of service of a summons and lawsuit by not requiring that I (or the entity on whose be in the manner provided by Rule 4.	
I (or the entity on whose behalf I am acting) will re to the jurisdiction or venue of the court except for object service of the summons.	
I understand that a judgment may be entered agains if an	at me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon you	within 60 days
after	June 13, 2008
	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent of	outside the United States.
6/16/08	MA
(DATE)	(SIGNATURE)
Printed/Typed Name:	on behalf of Gerald B. Smith
As Attorn	ey of Defendant
(TITLI	(CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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I. Donald R. Stephens

(DEFENDANT NAME)

, acknowledge receipt of your request

%AO 399 (Rev. 10/95)

Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

Levin, et al that I waive service of summons in the action of	l. v. The Charles Schwab Corporation, et al.
waive service of summons in the action of	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
for the Northern District of California.	
I have also received a copy of the complaint in the actimeans by which I can return the signed waiver to you with	· · · · · · · · · · · · · · · · · · ·
I agree to save the cost of service of a summons and ar lawsuit by not requiring that I (or the entity on whose behain the manner provided by Rule 4.	1.0
I (or the entity on whose behalf I am acting) will retain to the jurisdiction or venue of the court except for objection service of the summons.	
I understand that a judgment may be entered against mif an	e (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon you wit	June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outs	side the United States.
6/16/88	
(BATE)	behalf of Donald R. Stephens
Printed/Typed Name: Off	benan of Bonard R. Stephens
As Attorney	of Defendant
(TITLE)	(CORPORATE DEFENDANT)
Duty to Avoid Unnecessary Costs o	f Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Clear Form

WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Michael W. Wilsey	, acknowledge receipt of your request
(DEFENDANT NAME)	
Levin,	et al. v. The Charles Schwab Corporation, et al.
that I waive service of summons in the action of	(CAPTION OF ACTION)
which is case number 08-cv-02487 WHA	in the United States District Court
for the Northern District of California.	
I have also received a copy of the complaint in the means by which I can return the signed waiver to you v	<u> </u>
I agree to save the cost of service of a summons an lawsuit by not requiring that I (or the entity on whose b in the manner provided by Rule 4.	**
I (or the entity on whose behalf I am acting) will re to the jurisdiction or venue of the court except for obje service of the summons.	
I understand that a judgment may be entered again if an	ast me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon you after	June 13, 2008 (DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent	outside the United States.
6/16/08	MA
(DATE)	(SIGNATURE)
Printed/Typed Name:	on behalf of Michael W. Wilsey
As Attorn	neu of Defendant
TITI)	LE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.